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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

DOCKETED

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COMMISSIONERS

GARY PIERCE - Chairman

BOB STUMP

SANDRA D. KENNEDY

PAUL NEWMAN

BRENDA BURNS

DOCKETED BY

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IN RE TUCSON ELECTRIC POWER
COMPANY'S REQUEST FOR REVIEW OF
THE CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY REGARDING A
PORTION OF PHASE TWO TO THE
CYPRUS SIERRITA SUB STATION.

DOCKET NO. L-00000C-95-0084-00000

CASE NO. 84

ORDER MODIFYING DECISION NO. 59221

DECISION NO. 73585

ORDER

Open Meeting
November 8, 2012
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On February 14, 1995, Tucson Electric Power Company ("TEP" or "Company") filed an application for approval of a 138 kV transmission line that would connect South Substation with the Cyprus Sierrita Substation with an interconnection at the expanded Green Valley Substation. An exhibit to the application indicated that the transmission line would be constructed using monopoles up to a maximum of 85 feet in height. The Certificate of Environmental Compatibility was approved in Decision No. 59221 (August 8, 1995). Extensions of time to construct the transmission line were granted by amendments to the CEC approved in Decision No. 68799 (June 27, 2006) and Decision No. 69860 (June 28, 2007).

2. TEP completed construction of the transmission line between South Substation and the Green Valley Substation by 1996. TEP initiated construction of the segment connecting the Green Valley Substation to the Cyprus Sierrita Substation in June 2005. The Company completed

1 construction between the Green Valley Substation and the Canoa Ranch Substation in 2008 and is in
 2 the midst of constructing the final segment connecting the Canoa Ranch Substation to the Cyprus
 3 Sierrita Substation.

4 3. On October 17, 2012, TEP filed a request for a variance from the CEC in order to
 5 construct and use monopoles taller than 85 feet but not to exceed 95 feet. The variance will
 6 accommodate mining operations by Freeport-McMoRan Sierrita Inc. ("Sierrita") by permitting
 7 greater flexibility and improving safety for mining operations. The variance will result in longer
 8 spans between poles and will reduce overall construction costs to the Company. TEP consulted with
 9 Sierrita with regard to the variance and filed a letter from Sierrita dated September 25, 2012
 10 expressing Sierrita's support for TEP's request.

11 CONCLUSIONS OF LAW

12 1. The Commission has jurisdiction over Tucson Electric Power Company and over the
 13 subject matter herein pursuant to Article XV of the Arizona Constitution and A.R.S. § 40-252 and §
 14 40-360 et seq.

15 2. Notice of the proceeding has been given in the manner prescribed by law.

16 3. The request is reasonable and should be adopted.

17 4. The Commission, having reviewed the request and considered the matter, finds that it
 18 is in the public interest to amend Decision No. 59221, as amended by Decision Nos. 68799 and
 19 69860, to permit the Company to construct transmission line monopoles that are greater than 85 feet
 20 in height but are no more than 95 feet in height.

21 ORDER

22 **IT IS THEREFORE ORDERED** that Decision No. 59221, approving Tucson Electric
 23 Power Company's CEC, as amended by Decision Nos. 68799 and 69860, is hereby amended to
 24 permit the construction and use of transmission towers that are greater than 85 feet in height but not
 25 more than 95 feet in height.

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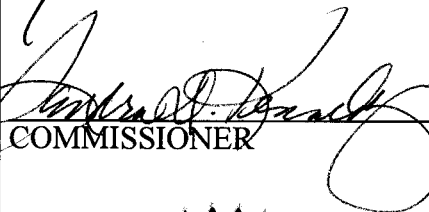
1 **IT IS FURTHER ORDERED** that all other conditions of Decision No. 59221, as amended
2 by Decision Nos. 68799 and 69860, remain in effect.

3 **IT IS FURTHER ORDERED** that this decision shall become effective immediately.

4 **BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION**

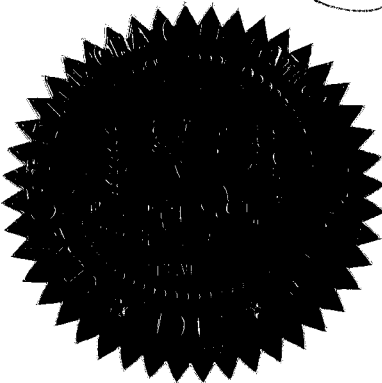
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6 
7 CHAIRMAN

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7 COMMISSIONER

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9 
10 COMMISSIONER

8 **EXCUSED**
9 COMM. NEWMAN
10 COMMISSIONER

8 
9 COMMISSIONER



11 IN WITNESS WHEREOF, I, ERNEST G. JOHNSON,
12 Executive Director of the Arizona Corporation Commission,
13 have hereunto, set my hand and caused the official seal of this
14 Commission to be affixed at the Capitol, in the City of Phoenix,
15 this 21st day of November, 2012.

14 
15 ERNEST G. JOHNSON
16 EXECUTIVE DIRECTOR

17 DISSENT: _____

18
19 DISSENT: _____

1 SERVICE LIST FOR: Tucson Electric Power Company
2 DOCKET NO. L-00000C-95-0084-00000

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